



INDIANA UTILITY REGULATORY COMMISSION  
302 W. WASHINGTON STREET, SUITE E-306  
INDIANAPOLIS, INDIANA 46204-2764

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IN THE MATTER OF THE INDIANA )  
UTILITY REGULATORY )  
COMMISSION'S INVESTIGATION )  
OF MATTERS RELATED TO THE )  
BUSINESS PRACTICES OF ANNOX, )  
INC. AND METRO TELECONNECT )  
COMPANIES, INC., IN THE STATE OF )  
INDIANA PURSUANT TO INDIANA )  
CODE 8-1-2-1(A) AND 8-1-2-58 )

CAUSE NO. 42521 FILED

DEC 22 2003

INDIANA UTILITY  
REGULATORY COMMISSION

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On October 8, 2003, the Commission initiated its investigation into the business practices of Annox, Inc., ("Annox") in the State of Indiana.

Pursuant to notice and as provided for in 170 IAC 1-1-16, a Prehearing Conference in this Cause was held in Room E306 of the Indiana Government Center South, Indianapolis, Indiana at 9:30 a.m. on November 10, 2003, in Conference TC10 of the Indiana Government Center South. Proofs of publication of the notice of the Prehearing Conference have been incorporated into the record and placed in the official files of the Commission. Annox, Metro Teleconnect Companies, Inc. ("Metro"), Verizon North and Contel of the South, Inc. ("Verizon"), and the Office of Utility Consumer Counselor ("Public") appeared and participated at the Prehearing Conference. No members of the general public appeared.

The Commission issued written questions to the parties on November 21, 2003, and the parties responded on or before December 12, 2003. The Presiding Officers, having reviewed the responses and being duly advised in the premises, hereby find as follows:

**1. Metro and Annox Prefiling Date.** Metro and Annox shall prefile testimony and documents by January 23, 2004, giving specific answers and documentation as follows:

a. Chronology of events leading up to and including the asset transfer between Annox and Metro. Documentation shall include all letters, memos, e-mails, and records in any form regarding the transfer. Further, testimony shall address any additional conversations between the parties not otherwise memorialized in document form.

- b. Documentation showing the authorization from all Annox customers regarding the transfer of their accounts from Annox to Metro, including drafts of the notification, the date of notification, the identity of the individual at Annox who was responsible for contacting customers, and any and all responses as a result from customers.
- c. Documentation regarding third-party verification of the transfer of customers between Annox and Metro, pursuant to 170 I.A.C. 7-1.1-19(a)(1).
- d. All documents regarding requests to Verizon and SBC for transfer of Annox customers to Metro.

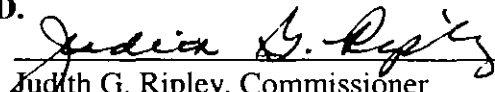
Copies of same shall be served upon all parties of record.

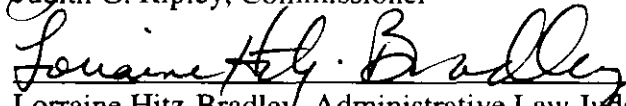
2. **Public's and Intervenors' Prefiling Date.** Public and all Intervenors should prefile with the Commission the prepared testimony and exhibits constituting their respective cases-in-chief on or before February 20, 2004. Copies of same should be served upon all parties of record. Intervenors should provide any and all requests from Annox and/or Metro for transfer of customers.

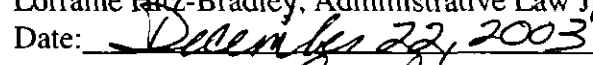
3. **Metro and Annox's Rebuttal Prefiling Date.** Metro and Annox should prefile with the Commission their prepared rebuttal testimony on or before March 5, 2004. Copies of same should be served upon all parties of record.

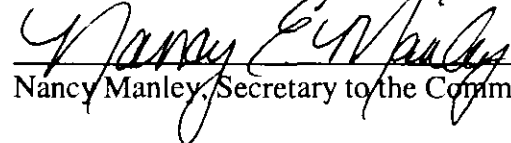
4. **Evidentiary Hearing on the Parties' Cases-In-Chief.** The cases-in-chief of Metro, Annox, Public and any Intervenors should be presented in an evidentiary hearing to commence at 9:30 a.m. on Tuesday, March 16, 2004, in Room TC10 of the Indiana Government Center South, Indianapolis, Indiana. The hearing shall continue on March 17<sup>th</sup> and 18<sup>th</sup> as necessary. At such time, the direct evidence of the respective parties should be presented and their respective witnesses examined. Thereafter, Metro and Annox should present their prefiled rebuttal evidence as well as any additional evidence rebutting evidence adduced on cross-examination of Public's or Intervenors' witnesses.

IT IS SO ORDERED.

  
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Judith G. Ripley, Commissioner

  
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Lorraine Hitz-Bradley, Administrative Law Judge

Date:   
\_\_\_\_\_  
December 22, 2003

  
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Nancy Manley, Secretary to the Commission